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11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 KEVIN WALKER,)	Case No.: C 07 -06205 (TEH)
)	
15 Plaintiff,)	STIPULATION AND (PROPOSED)
)	ORDER FOR DISMISSAL OF ALL
16 -vs-)	STATE CAUSES OF ACTION AGAINST
)	CITY DEFENDANTS
17 CITY OF HAYWARD, OFFICER ART)	
THOMS, OFFICER SCOTT LUNGER, and)	
18 OFFICER ZACHARY HOYER,)	
individually and their official capacities;)	
19 AMERICAN DISCOUNT SECURITY; and)	
DAVID WARDAK aka DAVID WARDUK,)	
20)	
Defendants.		

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23 **STIPULATION**

24 All parties related to the Motion to Dismiss filed by defendants City of Hayward ("City"),
25 Art Thoms, Scott Lunger, and Zachary Hoyer, currently set for hearing on February 25, 2008,
26 hereby stipulate and agree by and through their respective counsel as follows:
27 That plaintiff dismisses the state causes of action (fifth and sixth causes of action

1 of plaintiff's complaint) plead against the City defendants including the City of Hayward, Art
2 Thoms, Scott Lunger, and Zachary Hoyer, from this action with prejudice.

3 That in the interests of judicial economy, that the aforementioned Motion to Dismiss be
4 accordingly taken off calendar.

5
6 _____ LAW OFFICES OF JIVAKA CANDAPPA

7
8 Dated: February 1, 2008

By:

/s/


JIVAKA CANDAPPA
Attorney for Plaintiff

9
10
11 OFFICES OF THE HAYWARD CITY ATTORNEY

12 Dated: February 1, 2008

By:

/s/

RANDOLPH S. HOM
Attorney for Defendants

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14
15
16 **ORDER**

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18
19 Dated: _____

THE HONORABLE THELTON E. HENDERSON